



EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

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**State Water Resources Control Board**  
Division of Drinking Water

January 12, 2015  
Certified Mail/Return  
7012 3460 0003 1113 0963

Olivehurst Public Utility District  
P.O. Box 670  
Olivehurst, CA 95961

Attention: Tim Shaw, General Manager

**Subject: Public Water System No. 5810003 – Citation No. 21-14C-022 for Lead and Copper Rule monitoring violation.**

It has come to our attention that the Olivehurst Public Utility District water system failed to monitor and report lead and copper samples in the year 2014, according to the Lead and Copper Rule (LCR). Consequently, the Division of Drinking Water has issued the enclosed Citation for Noncompliance (Citation) to the water system. The enclosed Citation includes directives for corrective action and public notification.

Section 116577 of the California Safe Drinking Water Act provides for the division to be reimbursed by the public water system for costs incurred for preparing and issuing a citation. The billing rate is approximately \$128 per hour. At this time, we have spent approximately one hour preparing this violation. You will receive a bill for these costs, typically by September 1<sup>st</sup>, from the Sacramento office.

If you have any questions please call Paul Rowe at (530) 224-4866 or contact me directly at (530) 224-4861.

A handwritten signature in black ink, appearing to read "R. Crenshaw".

Reese B. Crenshaw, P.E.  
Valley District Engineer  
DRINKING WATER FIELD  
OPERATIONS BRANCH

Enclosures

1 **Citation No. 21-14C-022**

2  
3 STATE OF CALIFORNIA  
4 DEPARTMENT OF PUBLIC HEALTH  
5

6 **Public Water System:** Olivehurst Public Utility District

7 **Water System No.:** 5810003  
8

9 **To:** Olivehurst Public Utility District  
10 Attn: Tim Shaw, General Manager  
11 P.O. Box 670  
12 Olivehurst, CA 95961  
13

14 **Issued:** January 12, 2015  
15 VIA CERTIFIED MAIL  
16  
17

18 **CITATION FOR NONCOMPLIANCE**  
19 **With Title 22 California Code of Regulations**  
20 **Sections 64675**  
21

22 Section 116650 of the California Health and Safety Code (CHSC) authorizes the  
23 issuance of a citation for failure to comply with a requirement of the California Safe  
24 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with  
25 Section 116270), or any regulation, standard, permit, or order issued thereunder.  
26

1 The State Water Resources Control Board (hereinafter "Board"), acting by and  
2 through its Division of Drinking Water (hereinafter "Division") and the Deputy Director  
3 for the Division, hereby issues a citation to Olivehurst Public Utility District for failure  
4 to comply with Section 64675.5, Title 22, of the California Code of Regulations (CCR).

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7 **APPLICABLE AUTHORITIES**

8 Section 116650 of the CHSC states:

9  
10 *(a) If the department determines that a public water system is in violation*  
11 *of this chapter or any regulation, permit, standard, citation, or order*  
12 *issued or adopted thereunder, the department may issue a citation to*  
13 *the public water system. The citation shall be served upon the public*  
14 *water system personally or by certified mail. Service shall be deemed*  
15 *effective as of the date of personal service or the date of receipt of*  
16 *the certified mail. If a person to whom a citation is directed refuses to*  
17 *accept delivery of the certified mail, the date of service shall be*  
18 *deemed to be the date of mailing.*

19  
20 *(b) Each citation shall be in writing and shall describe the nature of the*  
21 *violation or violations, including a reference to the statutory provision,*  
22 *standard, order, citation, permit, or regulation alleged to have been*  
23 *violated.*

24  
25 *(c) A citation may specify a date for elimination or correction of the*  
26 *condition constituting the violation.*

1  
2 (d) A citation may include the assessment of a penalty as specified in  
3 subdivision (e).

4  
5 (e) The department may assess a penalty in an amount not to exceed  
6 one thousand dollars (\$1,000) per day for each day that a violation  
7 occurred, and for each day that a violation continues to occur. A  
8 separate penalty may be assessed for each violation.  
9

10  
11 Section 64675.5, Title 22, of the CCR states in relevant part:

12  
13 (a) A system shall conduct standard tap sampling for two  
14 consecutive periods; thereafter, tap sampling frequency may be  
15 reduced pursuant to section 64675 (General Requirements for  
16 Tap Sampling for Lead and Copper) as follows:

17  
18 (1) If a system has 90th percentile levels that do not exceed  
19 0.005 mg/L for lead and 0.65 mg/L for copper for two  
20 consecutive periods, it may reduce the sampling to once every  
21 three years at the reduced number of sites.  
22

23  
24 **STATEMENT OF FACTS**

25 The Olivehurst Public Utility District (Water System) is classified as a community  
26 water system serving approximately 13,738 people. Because the Water System

1 meets reduced lead and copper sampling frequency, it is required to collect thirty (30)  
2 lead and copper samples every three years according to Table 64675-A and section  
3 64675.5 of Title 22. The Water System failed to collect lead and copper samples at  
4 the end of the triennial period in 2014. The last samples submitted to the Department  
5 were taken in June of 2011.

## 6 7 **DETERMINATIONS**

8 The Department has determined that the Water System violated Section  
9 64675.5(a)(1), Title 22, of the CCR, in that the Water System failed to collect triennial  
10 samples in 2014.

## 11 12 **DIRECTIVES**

13 The Water System is hereby directed to take the following actions:

- 14  
15 1. Comply with Section 64675.5, Title 22, of the CCR in all future monitoring  
16 periods.
- 17  
18 2. Conduct lead and copper monitoring from customer's taps in June, July,  
19 August, or September of 2015, and then again in June, July, August, or  
20 September of 2017. Thereafter, sampling may resume to triennial. Samples  
21 shall be collected in accordance with the Lead and Copper Rule sampling per  
22 Title 22, Section 64677. The analytical results must be reported to the Division  
23 by the 10<sup>th</sup> day of the month following the month in which the analyses were  
24 completed.  
25  
26

1 3. The District shall provide public notification (by inclusion in the **2014**  
2 **Consumer Confidence Report**) of the failure to sample lead and copper, as  
3 required by the Lead and Copper regulations.  
4

5 All documents required by this Citation to be submitted to the Department shall be  
6 submitted to the following address:  
7

8 Reese B. Crenshaw, P. E.  
9 Valley District Engineer  
10 Drinking Water Field Operations  
11 Division of Drinking Water  
12 State Water Resources Control Board  
13 364 Knollcrest Drive, Suite 101  
14 Redding, CA 96002  
15 (530) 224-4800  
16

17 Nothing in this Citation relieves the Water System of its obligation to meet the  
18 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California  
19 Safe Drinking Water Act), or any regulation, permit, standard or order issued or  
20 adopted thereunder.  
21

22 The Division reserves the right to make such modifications to this Citation, as it may  
23 deem necessary to protect public health and safety. Such modifications may be  
24 issued as amendments to this Citation and shall be effective upon issuance.  
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1 **FURTHER ENFORCEMENT ACTION**

2 The California SDWA authorizes the Board to: issue citation with assessment of  
3 administrative penalties to a public water system for violation or continued violation of  
4 the requirements of the California SDWA or any permit, regulation, permit or order  
5 issued or adopted thereunder including, but not limited to, failure to correct a violation  
6 identified in a citation or compliance order. The California SDWA also authorizes the  
7 Board to take action to suspend or revoke a permit that has been issued to a public  
8 water system if the system has violated applicable law or regulations or has failed to  
9 comply with an order of the Board; and to petition the superior court to take various  
10 enforcement measures against a public water system that has failed to comply with  
11 violates an order of the Board. The Board does not waive any further enforcement  
12 action by issuance of this citation.

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14 **PARTIES BOUND**

15 This Citation shall apply to and be binding upon the System, its officers, directors,  
16 agents, employees, contractors, successors, and assignees.

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18 **SEVERABILITY**

19 The directives of this Citation are severable, and Olivehurst Public Utility District shall  
20 comply with each and every provision thereof notwithstanding the effectiveness of any  
21 other provision.

22  
23 The directives of this Citation are severable, and the District shall comply with each  
24 and every provision thereof notwithstanding the effectiveness of any other provision.

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R. Crenshaw

Reese B. Crenshaw, P.E., District Engineer  
Valley District  
Drinking Water Field Operations Branch

1/15/15  
Date

